

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

TOBI-JO L. JOHNSON,

Plaintiff,

v.

PJ PACIFIC, L.L.C., an Oregon limited  
liability company; and GLACIERSAIL,  
INC., a Grand Cayman corporation,

Defendants.

NO.

**COMPLAINT FOR DAMAGES**

COMES NOW, Plaintiff Tobi-Jo Johnson, by and through her attorneys of record,  
Richard J. Davies and Marissa A. Olsson of Kraft Davies Olsson, P.L.L.C., and for a cause of  
action against defendants, alleges as follows:

**I. JURISDICTION**

1.1 This is an action by a seaman against her employers and the owners and  
operators of the a motor yacht for injuries sustained in the course and scope of plaintiff's  
employment with defendants and for failure to timely pay medical cure for injuries and  
illnesses occurring in the service of the vessel.

2.1 At all times material, defendant PJ Pacific L.L.C. was an Oregon for-profit limited liability company doing business in Seattle, King County, Washington within the Western District of Washington, Northern Division, and was the owner and operator of the M/Y ARROWHEAD, employed plaintiff as a member of the crew, and an agent for defendant GlacierSail, Inc. in the United States of America.

2.1 At all times material, defendant GlacierSail, Inc. was an Grand Cayman for-profit corporation doing business in Seattle, King County, Washington within the Western District of Washington, Northern Division, and was the owner and operator of the M/Y ARROWHEAD and employed plaintiff as a member of the crew.

3.1 On or about October 4, 2019, the M/Y ARROWHEAD was in navigable waters of the United States in Seattle within the Western District of Washington. Plaintiff was in the course and scope of her employment with defendants as a member of the crew of the M/Y ARROWHEAD when she sustained injuries from inhalation of toxic fumes. At that time and place, the M/Y ARROWHEAD was unseaworthy and defendants were negligent.

3.2 Defendants' negligence and the unseaworthiness of the M/Y ARROWHEAD include, but may not be limited to: (a) failing to provide plaintiff with a safe place to work; (b) failure to keep the crew safe from toxic fumes; (c) exposing the crew to toxic fumes; (d) failure to properly vent the vessel to protect the crew from toxic fumes; (e) failure to conduct a proper job safety hazard analysis of the tasks underway on the vessel; and (f) such other negligence and unseaworthiness developed through discovery before trial.

1 IV. FAILURE TO PAY MEDICAL CURE

2 4.1 As plaintiff's maritime employer and the owner of the vessel, defendants  
3 had an obligation to pay maintenance and cure for injuries or illnesses plaintiff sustained while  
4 in the service of the vessel.

5 4.2 Defendant failed to timely pay medical cure for medical expenses related  
6 to plaintiff's exposure to toxic fumes on October 4, 2019 in violation of well-established  
7 maritime law.

8 4.3 Defendant's failure to timely pay medical cure has caused damage to  
9 plaintiff, including, but not limited to stress and anxiety and has impaired her credit rating.

10 V. DAMAGES

11 5.1 As a direct and proximate result of the unseaworthiness of the M/Y  
12 ARROWHEAD and defendant's negligence, plaintiff sustained injuries, including, but may not  
13 be limited to, a respiratory injury from inhalation of toxic fumes. Plaintiff has incurred in the  
14 past and, with reasonable probability, will incur in the future, medical expenses, lost earnings  
15 and lost earning capacity, pain and suffering, anguish, psychological stress, disability, loss of  
16 enjoyment of life, and impairment of her financial credit rating.

17 WHEREFORE, plaintiff prays for damages and judgment against defendants,  
18 jointly and severally, in an amount to be determined by the presentation of evidence at the time  
19 of trial, punitive damages for failure to timely pay medical cure, together with taxable costs,  
20 pre-judgment interest, and reasonable attorneys' fees and costs.

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1 DATED this 7th day of January, 2022.

2 KRAFT DAVIES OLSSON, P.L.L.C.

3 s/Richard J. Davies

4 By: s/Marissa A. Olsson

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